

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

KRISTEN SHIPSTAD and LUKE  
SHIPSTAD,

## Plaintiffs,

V.

GE HEALTHCARE (formally known as GE Medical Systems), GE MEDICAL SYSTEMS, and 1-10 DOES.

### Defendants.

NO.

NOTICE OF REMOVAL FROM THE  
SUPERIOR COURT OF WASHINGTON  
IN AND FOR KING COUNTY, CAUSE  
NO. 11-2-03365-1 SEA

#### Clerk's Action Required

TO: JUDGES OF THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE

AND TO:

Jeffrey C. Jones  
KRUTCH, LINDELL, BINGHAM, JONES & PETRIE, P.S.  
1420 Fifth Avenue, Suite 3150  
Seattle, WA 98101-3079

Defendants GE Healthcare and GE Medical Systems (collectively “GE”) hereby give notice that this matter is removed to the United States District Court for the Western District of Washington at Seattle pursuant to 28 U.S.C. §§ 1332 and 1441. The grounds for removal are as follows:

**NOTICE OF REMOVAL FROM THE  
SUPERIOR COURT OF WASHINGTON**

471476/031111 1257/80610001

- 1 -

**Betts  
Patterson  
Mines**  
**One Convention Place**  
Suite 1400  
701 Pike Street  
Seattle, Washington 98101-3927  
(206) 292-9988

1       1. On January 18, 2011, Plaintiffs Kristen and Luke Shipstad ("Plaintiffs") filed a  
2 Complaint against GE in King County Superior Court under Cause No. 11-2-03365-1 SEA.

3       2. On February 11, 2011, Plaintiffs served GE with a copy of the Summons and  
4 Complaint.

5       3. This case is properly removable pursuant to 28 U.S.C. §§§ 1332, 1441, 1446 and  
6 Western District CR 101.

7       4. This case is one for which this Court has original jurisdiction under 28 U.S.C. §  
8 1332, and one that may be removed to this Court by GE pursuant to 28 U.S.C. §§ 1441 and 1446,  
9 and Western District CR 101.

10      5. This Court has original jurisdiction of the subject matter of this action under  
11 28 U.S.C. § 1332 because there is complete diversity of citizenship between the parties and there is  
12 a good faith belief based on the allegations in the Complaint that the amount in controversy  
13 exceeds \$75,000, exclusive of interest and costs. Western District CR 101(a).

14      6. On information and belief Plaintiffs were, at the time the Complaint was filed, and  
15 currently are, residents and citizens of the State of Washington.

16      7. GE is not a citizen of the State of Washington.

17      8. GE was incorporated under the laws of New York with its principal place of  
18 business in Connecticut.

19      9. This Notice of Removal is brought pursuant to 28 U.S.C. §§ 1441 and 1446, and  
20 Western District Court Rule 101.

21      10. This Notice of Removal is timely because it has been filed within thirty (30) days  
22 after the date the Summons and Complaint were served on GE on February 11, 2011.

23      11. This Notice of Removal was properly provided to the Superior Court for King  
24 County and to the Plaintiff under 28 U.S.C. § 1446(d).

25      12. True and complete copies of the pleadings filed in this action, along with an  
index/docket from CourtTrax, are attached to the Declaration of S. Karen Bamberger as Exhibit A.

NOTICE OF REMOVAL FROM THE  
SUPERIOR COURT OF WASHINGTON  
471476/031111 1257/80610001

1 WHEREFORE, GE requests that this action be removed to the United States District Court  
2 for the Western District of Washington at Seattle.

3 DATED this 11th day of March, 2011

4 BETTS, PATTERSON & MINES, P.S.

5 By: /s S. Karen Bamberger  
6 S. Karen Bamberger, WSBA #18478  
7 Shawna M. Lydon, WSBA #34238  
8 Betts, Patterson & Mines, P.S.  
9 One Convention Place, Suite 1400  
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15 E-mail: slydon@bpmlaw.com

16 Attorneys for Defendants

1                   **CERTIFICATE OF SERVICE**  
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3  
4  
5

I hereby certify, that on the 11th of March, 2011, I electronically filed the document(s) described as Notice of Removal From the Superior Court of Washington with the Court using the CM/ECF system which will send notification of such filing to the following:

6                   **Counsel for Plaintiff**  
7  
8  
9

Jeffrey C. Jones  
KRUTCH, LINDELL, BINGHAM,  
JONES & PETRIE, P.S.  
1420 Fifth Ave, Suite 3150  
Seattle, WA 98101

10                  By /s Denise Wolfard  
11                  Denise Wolfard  
12                  Legal Assistant  
13                  Betts, Patterson & Mines, P.S.  
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